

Thomas Sikes	} Edward Mattacks late of Charles County Chirur-	Liber W. C. p. 73 ¹
ag ^t		
Edward Mattacks	} gion was attached to answere unto Thomas Sikes in a plea of trespass of y ^e case	

And Whereupon the said Thomas Sikes by Kenelm Cheseldyne his Attorney complaineth that Whereas One Samuel Sikes Kinsman of the said Thomas the Last day of Octob^r Anno Doni 1681 did Languish of a Certaine infirmity comonly called the Noli me Tangere or the french pox, and being poore and unable to pay for a Cure for the Same, the Said Thomas Comiserateing his condition was charritably inclined and willing to doe the same for him, And thereupon afterwards to wit the first day of November in the yeare aforesaid the said Thomas haveing Conference with the said Edward Maddox for and Concerning the cure of the Infirmary aforesaid the Said Edward (then and there affirmeing him self a Chirurgion and to be in the Chirurgions art Learned and skilfull) well and faithfully to cure the said Samuel sikes of the infirmity aforesaid and thereof to make whole and sound, The said Edward Maddox the day and yeare aforesaid In Consideration that the said Thomas Sikes at the speciall instance & request of him the said Edward Maddox would pay unto him the said Edward the sume of ffoure thousand pounds of tobacco and Lay him Two hundred and Twenty foot fflowes with planke. The said Edward did assume upon himself and to the sd Thomas ffaithfully promise & warrant perfectly to cure and make whole and sound the sd Samuel Sikes of the said Infirmary called the Noli me Tangeri as aforesaid in due and Convenient time, and the said Thomas in fact sayth that he the said Thomas trusting to the faithfull promise and warrant of the said Edward Maddox of makeing a good and perfect Cure of the infirmity aforesaid Did pay unto him the said Edward the sume of ffoure thousand pounds of tobacco and Planck the Two hundred and twenty foot ffloores aforesaid, Notwithstanding w^{ch} the said Edward his promise and assumption aforesaid made not regarding but greedy of gaine and deviseing and fraudulently intending to defraud the said Thomas of the said ffoure thousand pounds of tobacco & layeing of the said two ffloores aforesaid hath not made according to his promise a perfect cure of the said Samuel Sikes of the Infirmary aforesaid but the said Samuel Sikes for two yeares hath detained in the cure with vaine perswasions inticements & assertions wch Costs greivous paines and troubles by the whole time aforesaid, and also by his negligence and inartiftitallity the said Infirmary is growne much worse and more difficult to be cured **Whereupon** the said Thomas sayth he is damnified and hath Losse to the vallue of Eight thousand pounds of tobacco, And thereupon he bringeth his suite

And the said Edward Maddox by Thomas Burford his Attorney cometh and Defendeth the force and Injury when &c. and prayeth